

THE HONORABLE JOHN C. COUGHENOUR
THE HONORABLE MARSHA PECHMAN
THE HONORABLE JAMES L. ROBART
Noted for Hearing: September 7, 2007
Without Oral Argument

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

LUIS TORRES, Individually and on behalf of
all others similarly situated,

Plaintiff,

v.

MICROSOFT CORPORATION, a Washington
Corporation,

Defendant.

) No. 07-CV-1121 JCC

) Hon. John C. Coughenour

) **ORDER (PROPOSED) GRANTING**
) **PLAINTIFFS' JOINT MOTION TO**
) **CONSOLIDATE RELATED CASES**
) **PURSUANT TO FED.R.CIV.P. 42(A);**
) **APPOINT INTERIM CLASS COUNSEL**
) **PURSUANT TO FED.R.CIV.P. 23(G)(2);**
) **APPROVE PLAINTIFFS' PROPOSED**
) **LEADERSHIP STRUCTURE; AND**
) **SCHEDULE THE FILING OF**
) **PLAINTIFFS' CONSOLIDATED**
) **COMPLAINT**

STEVE CARLIE, Individually and on behalf of
all others similarly situated,

Plaintiff,

v.

MICROSOFT CORPORATION, a Washington
Corporation,

Defendant.

) No. 07-CV-1132 CMP

) Hon. Marsha J. Pechman

[Caption continues on next page.]

[PROPOSED] ORDER

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07-1295 JLR) Page - 1

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CHRISTINE MOSKOWITZ and DAVID WOOD, Individually and on behalf of all others similarly situated,

Plaintiffs,

v.

MICROSOFT CORPORATION, a Washington Corporation,

Defendant.

) Case No. 07-CV-1270 JCC

) Hon. John C. Coughenour

HEIDI LING, As parent and natural guardian of ROBERT LING III, Individually and on behalf of all others similarly situated,

Plaintiff,

v.

MICROSOFT CORPORATION, a Washington Corporation,

Defendant.

) Case No. 07-CV-1271 JLR

) Hon. James L. Robart

JUSTIN HANSON, Individually and On Behalf of All Others Similarly Situated,

Plaintiff,

v.

MICROSOFT CORPORATION, a Washington Corporation,

Defendant.

) Case No. 07-CV-1295

) Hon. James L. Robart

THIS MATTER having come on before the above-entitled Court and the Court having reviewed the files and records herein and being fully apprised in the premises, now, therefore,

[PROPOSED] ORDER

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IT IS HEREBY ORDERED, ADJUDGED AND DECREED that there are five related class action lawsuits (the “Actions”) presently pending before this Court:

Case Name	Case No.	Date Filed	Judge
<i>Torres v. Microsoft Corp.</i>	07-CV-1121	7/18/2007	Hon. John C. Coughenour
<i>Carlie v. Microsoft Corp.</i>	07-CV-1132	7/19/2007	Hon. Marsha J. Pechman
<i>Moskowitz v. Microsoft Corp.</i>	07-CV-1270	8/14/2007	Hon. John C. Coughenour
<i>Ling v. Microsoft Corp.</i>	07-CV-1271	8/14/2007	Hon. James L. Robart
<i>Hanson v. Microsoft Corp.</i>	07-CV-1295	08/20/2007	Hon. James L. Robart

All five of these class action lawsuits seek to represent substantially the same class of people for essentially the same claims, are based on similar factual allegations and are against the same defendant, Microsoft Corporation. Through the present motion, the plaintiffs in these actions, Luis Torres, Steve Carlie, Christine Moskowitz, David Wood, Heidi Ling, and Justin Hanson (collectively, “Plaintiffs”), jointly seek to have their separate actions consolidated pursuant to Rule 42(a) of the Federal Rules of Civil Procedure.

FURTHERMORE IT IS HEREBY ORDERED, ADJUDGED AND DECREED that

- (1) The five causes of action listed above are hereby consolidated pursuant to Federal Rules of Civil Procedure, Rule 42(a) under United States District Court Western District of Washington at Seattle Master Cause No.

_____;

- (2) The following firms are hereby appointed interim class counsel pursuant to FED.R.CIV.P. 23(g)(2);

- (a) Stritmatter Kessler Whelan Coluccio;

- (b) Chitwood, Harley, Harnes LLP

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- (c) Wasserman, Comden & Casselman, LLP;
- (d) Keller Rohrbach, L.L.P.;
- (e) Kabateck Brown Kellner LLP;
- (f) The Hodkin Kopelowitz Ostrow Firm, PA; and
- (g) Krause Kalfayan Benink & Slavens, LLP.

(3) The leadership structure proposed by Plaintiffs is hereby approved.as follows:

Plaintiffs' Liasion Counsel

Stritmatter Kessler Whelan Coluccio;

Co-Lead Plaintiffs' Counsel

Chitwood Harley Harnes, LLP and

Hodkin Kopelowitz Ostrow Firm, PA;

Executive Committee -

Stritmatter Kessler Whelan Coluccio;

Chitwood Harley Harnes, LLP;

Hodkin Kopelowitz Ostrow Firm, PA;

Kabateck Brown Kellner, LLP;

Keller Rohrbach, LLP;

Krause Kalfayan Benink and Slavens, LLP; and

Wasserman Comden & Casselman, LLC.

(4) Any subsequently filed Complaints asserting similar claims shall be consolidated herewith and subject to this Order.

(5) Plaintiffs' Consolidated Complaint shall be filed no later than two weeks from the date the court enters this Order.

DATED THIS _____ day of _____, 2007.

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[PROPOSED] ORDER

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